

LS 6-0845

18 April 1956

MEMORANDUM FOR : Deputy Director (Support)

**SUBJECT : Law and Regulation Pertaining to Use of
Liquors Within Public Buildings**

1. We have been unable to find any law specifically prohibiting use of alcoholic beverages within public buildings. However, it is prohibited by GSA regulation. This regulation is, however, not to be considered in the same sense as an Agency administrative regulation for the reason that GSA is authorized by law to make appropriate regulations concerning public property. There is a provision of law that imposes a fine of not more than \$50.00 or imprisonment of not more than thirty (30) days, or both, for violation of regulation properly promulgated by GSA.

2. The law and regulations are quoted below for your information.

40 USCA 318a. "The Administrator of General Services or officials of the General Services Administration duly authorized by him are authorized to make all needful rules and regulations for the government of the Federal property under their charge and control, and to annex to such rules and regulations such reasonable penalties, within the limits prescribed in section 318c of this title, as will insure their enforcement."

40 USCA 318c. "Whoever shall violate any rule or regulation promulgated pursuant to section 318a of this title shall be fined not more than \$50.00 or imprisoned not more than thirty days, or both."

Regulations Pertaining to Public Buildings and Grounds - 101.1.

"The rules and regulations in this part shall apply to all persons employed or entering in or on buildings and grounds under the charge and control of the Public Buildings Service, General Services Administration."

Regulations Pertaining to Public Buildings and Grounds - 101.6.

"Entering a public building or the driving of a motor vehicle in or on public property by a person visibly under the influence of an intoxicating liquor or narcotic drug, or the consumption of such liquors or drugs within a public building is prohibited."

3. If any further information is desired, we shall supply it upon request.

/ S/

JOHN S. WARNER
Deputy General Counsel

OGC/JSW:mks

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